THE HON'BLE Mr. JUSTICE R. SUBHASH REDDY

Writ Petition No.2888 of 2006

–

Dated: February 16, 2006

–

–

Between:

Kothapalli Vivekananda Kumar,

S/o. Jacob, aged: 48 years, Occ: Employee,

R/o. Thimmapuram Village,

Addateegala (M), East Godavari District.

Presently residing at Rajahmundry,

E.G. District.

… Petitioner

And

The Additional Agent to the Government,

Rampachodavaram, East Godavari

District.

… Respondents

Order:

Heard the learned counsel for the petitioner and the learned Government Pleader appearing on behalf of the respondents.

2. As against the order of eviction passed under the provisions of A.P. Scheduled Area Land Transfer Regulations 1/59 as amended by Regulation 1/70, which was confirmed by the Addl. Agent to Government, the petitioner has filed revision petition dated
05-11-2005 as provided under the Regulations, and the same was received in the office of the respondent-Government on 08-11-2005.

3. It is the case of the petitioner that though the revision petition is pending consideration before the Government, respondent authorities are taking steps to assign the land to third parties. When the very validity of transfer is the subject matter of revision petition, balance of convenience lies in continuing the same status with regard to the lands till the disposal of the revision petition. If the land is assigned to third parties, their rights will come into play and will have a bearing on the disposal of the revision petition itself.

4. In that view of the matter, I dispose of the Writ Petition directing the fourth respondent, the Revisional Authority to dispose of the revision petition as expeditiously as possible, preferably, within a period of three (3) months from the date of receipt of a copy of this order. Pending disposal of the revision petition, respondents are directed not to assign the lands to any third parties with regard to the land covered by S.No.40/1 admeasuring Ac.3.65 cents, situated at Thimmapuram Village, Addateegala Mandal, East Godavari District.

5. Subject to the above directions, the Writ Petition is disposed of.

_____

JUSTICE R. SUBHASH REDDY.

February 16, 2006

MRR